



0196/US

#10 2877
BB 11.15.03

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: July 10, 2003

Signature: _____

Francis J. Caufield
Francis J. Caufield
Registration No. 27,425

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:	09/328,972	Art Unit:	2877
Filed:	June 9, 1999	Examiner:	Z. Smith
Inventor:	Stephen D. Fantone, et. al.		
For:	AUTOMATED OPTICAL MEASUREMENT APPARATUS AND METHOD		

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT BEFORE MAILING
OF FIRST OFFICE ACTION UNDER 37 CFR §1.97(b)**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

It is respectfully requested that the document listed on the attached form PTO-1449 be made of record in this application because it may be relevant to the question of patentability of the claims during their examination. The cited reference was brought to my attention by the Examiner in an Office Action mailed on May 22, 2003, in related Application No. 09/677,679.

Applicant requests that these documents be considered by the Examiner before issuance of the next office action. The Examiner is also asked to initial and return copies of the enclosed PTO-1449 form(s) to evidence such consideration.

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Serial No. 09,328,972

In accordance with 37 CFR § 1.98(a) and (b), copies of the cited publications are being supplied with this information disclosure statement.

Respectfully submitted,

July 10, 2003

Date

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FJC:pc
Enclosures

E:\FORMS\PATENT\INFORMATION DISCLOSURE STATEMENT WITH COPIES OF PUBS CITED.doc

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
0196/US

In Re Application Of: **Stephen D. Fantone, et. al.**

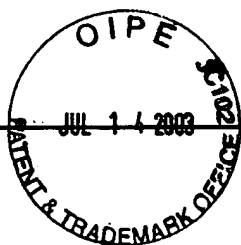
Serial No.
09/328,972

Filing Date
June 9, 1999

Examiner
Z. SMITH

Group Art Unit
2877

Title: **AUTOMATED OPTICAL MEASUREMENT APPARATUS AND METHOD**



Address to:
Assistant Commissioner for Patents
Washington, D.C. 20231

37 CFR 1.97(b)

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☒ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
0196/US

In Re Application: **Stephen D. Fantone, et. al.**

Serial No.
09/328,972

Filing Date
June 9, 1999

Examiner
Z. SMITH

Group Art Unit
2877

AUTOMATED OPTICAL MEASUREMENT APPARATUS AND METHOD

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 03-1150 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. _____) on _____

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on 7/10/03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Francis J. Caufield
Signature of Person Mailing Correspondence

Francis J. Caufield

Typed or Printed Name of Person Mailing Certificate

*This certificate may only be used if paying by deposit account.

Francis J. Caufield
Signature

Dated: July 10, 2003

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cc:

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**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
0196/US

In Re Application Of: Stephen D. Fantone, et. al.

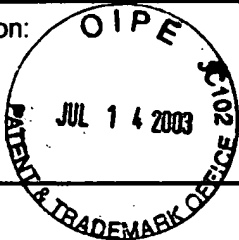
Serial No.
09,328,972

Filing Date
June 9, 1999

Examiner
Z. SMITH

Group Art Unit
2877

Invention:



AUTOMATED OPTICAL MEASUREMENT APPARATUS AND METHOD

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☐ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☒ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Francis J. Caufield
Signature

Dated: July 10, 2003

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Assistant Commissioner for Patents, Washington, D.C.
20231.

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